

LTBB GAMING REGULATORY COMMISSION

Minutes January 15, 2004

Regular Session: Yes
Call to Order: 5:30 p.m.
Commissioners Present: Julie Shananaquet, Chairperson
Beverly Wemigwase, Vice Chairperson
Tim LaCroix, Secretary/Treasurer
Commissioners Absent:
Guests: Vince Cook, Andrea Tompkins, Alice Yellowbank, Rita Shananaquet, Fred Harrington

Agenda Item 3:(Agenda) Additions:

Motion made by Julie Shananaquet and supported by Beverly Wemigwase
To approve Agenda as amended.
Vote: 3-Yes, 0-No, 0-Absent, 0-Abstained
Motion Carried

Agenda Item 4: (Minutes)

Motion made Julie Carver by and supported by Beverly Wemigwase
To approve Minutes of December 29, 2003.
Vote: 3-Yes, 0-No, 0-Absent, 0-Abstained
Motion Carried

Motion made by Julie Shananaquet and supported by Beverly Wemigwase

To Table the minutes of January 8, 2004 until the next regular meeting of the Gaming Regulatory Commission.
Vote: 3-Yes, 0-No, 0-Absent, 0-Abstained
Motion Carried

Agenda Item 5: (Phone Polls)

No phone polls made. No action needed

Agenda Item 6a: (Chairperson's Report) 1) Tribal Attorney Allie Maldonado recommends that the Commission abate the motion of the previous week until Tribal Council takes up the issue of whom has control over the Regulatory Director. 2) Tribal Attorney Jim Bransky would like to bring the Gaming Ordinance before Tribal Council this coming Sunday. 3) Legal opinion by Jim Bransky regarding Pull Tabs. 4) Regulatory Director proposal to be included in Quarterly Report to Tribal Council.

Comment: Commissioner LaCroix concerned that Tribal Council's action this Sunday on who oversees the Regulatory Director should also be included in the Ordinance and that the Ordinance changes should wait until a determination by Tribal Council is made.

Motion made by Beverly Wemigwase and supported by Julie Shananaquet
To place the previous motion made in the January 8th, 2004 Gaming Regulatory Commission meeting on hold (abate) until we receive a determination from Tribal Council on who oversees the Regulatory Director.
Vote: 2 Yes, 1-No (Tim LaCroix), 0-Absent, 0-Abstained
Motion Carried

Motion made by Beverly Wemigwase and supported by Tim LaCroix
To accept the Chairperson's verbal report.
Vote: 3-Yes, 0-No, 0-Absent, 0-Abstained
Motion Carried

Agenda Item 6b: (Vice-Chairperson's Report) 1) Report on budget and other issues from the Gaming Regulatory Commission's last meeting regarding money exchange. To be included in Regulatory Director Vince Cook's report.

Motion made by Tim LaCroix and supported by Julie Shananaquet
To accept the Vice-Chairman's report.

Vote: 3-Yes, 0-No, 0-Absent, 0-Abstained
Motion Carried

Agenda Item 6c: (Secretary/Treasurer's Report)

No report given. No action needed.

Agenda Item 7a: (Regulatory Director's Report) 1) Variance Report from E.J. Egghart. This report will be included in the quarterly report to Tribal Council this Sunday. 2) 3rd Quarter Audit by Joseph Eve and Co. complimentary items issues. 3) NIGC Linda Durbin will be here on 1/14/04. Notification was sent to the Tribal Chairman and the managers. 4) Employment Agreement has been signed as of today 5) Bingo Training has been scheduled 6) Surveillance Training is scheduled for March 2nd, 3rd, and 4th. 7) General Manager Ron Olson may not renew the Game Cash contract. 8) Foreign tokens are currently not a storage problem. Destruction to be discussed with Cage Manager Lori Adams. 9) MIGC meeting in Manistee February 4th and 5th. 10) Tribal Council invited to Bingo Training and discussed in the quarterly report as a "Special Note". 11) MICS issue regarding reports sent to Tribal Council has been addressed. 12) A MICS health check list was sent to the Casino by Regulatory Director Vince Cook.

Motion made by Julie Shananaquet and supported by Beverly Wemigwase

To accept the verbal and written report of the Regulatory Director.

Vote: 3-Yes, 0-No, 0-Absent, 0-Abstained

Motion Carried

Agenda Item 7b: (Licensing Department Report) 1) Year end report 2) New year report will include tribal members who terminate. 3) There are some concerns/suggestions on the proposed regulations and the ordinance. 4) License numbers on the badges. 5) Licensing revenue placed in General Fund. 6) Proposed Regulations have not been placed on Tribal Council Agenda

Motion made by Julie Shananaquet and supported by Beverly Wemigwase

To accept the report of Sr. Background Investigator Andrea Tompkins on behalf of the Licensing Department.

Vote: 3-Yes, 0-No, 0-Absent, 0-Abstained

Motion Carried

Motion made by Julie Shananaquet and supported by Tim LaCroix

To table the Gaming License of Compudign Service, Inc. License #T-1061 until the next Regulatory Commission meeting.

Vote: 3-Yes, 0-No, 0-Absent, 0-Abstained

Discussion: Commissioner Wemigwase wished to discuss the way in which the wording was placed on the Agenda regarding the restructure of the Regulatory Director's position. Commissioner Shananaquet stated that Tribal Attorney Allie Maldonado had advised that our motion illegally "fired" the Regulatory Director. Commissioner LaCroix feels there were conflicting motions by Tribal Council which needed to be addressed. Commissioner LaCroix stated that the Agenda had already been approved as amended and that is why he voted no on earlier abatement motion.

Agenda Item 7c: (Surveillance Department Report)

No Report given.

NEW BUSINESS/PRIORITY BUSINESS

Agenda Item 8a:

Motion made by Julie Shananaquet and supported by Beverly Wemigwase

To approve 8 non-key gaming licenses

Vote: 3-Yes, 0-No, 0-Absent, 0-Abstained

Motion Carried

Agenda Item 8b:

Motion made by Julie Shananaquet and supported by Beverly Wemigwase

To approve 7 key gaming licenses

Vote: 3-Yes, 0-No, 0-Absent, 0-Abstained

Motion Carried

Agenda Item 8c:

Motion made by Julie Shananaquet and supported by Beverly Wemigwase

To approve 1 Compliance gaming license

Vote: 3-Yes, 0-No, 0-Absent, 0-Abstained

Motion Carried

Agenda Item 8d:

Discussion: Commissioner LaCroix concerned that recent problems with gaming software and double points effect approval of Vendor License. Regulatory Director Vince Cook assured the Commission that it was not involved in the problem. Commission would like Regulatory Director Vince Cook to advise Gaming Administration that there is an issue with the contract and that they might want to have an addition to the contract regarding upgrades.

Motion made by Julie Shananaquet and supported by Tim LaCroix

To table Compudign Services, Inc. License #T-1061.

Vote: 3-Yes, 0-No, 0-Absent, 0-Abstained

Motion Carried

Agenda Item 8e:

Motion made by Beverly Wemigwase and supported by Tim LaCroix

To approve the stipend and per diem for meetings of January 17, 2004 for the full Commission and on January 18, 2004 for Julie Shananaquet.

Vote: 3-Yes, 0-No, 0-Absent, 0-Abstained

Motion Carried

Agenda Item 8f:

Discussion: Proposal by the Regulatory Director to streamline the process for review of policies and procedures. Areas requiring specific Gaming Regulatory Commission approval would be taken from existing policies and procedures and incorporated into the Tribal MICS.

Motion made by Julie Shananaquet and supported by Beverly Wemigwase

To direct Vince Cook to attend the Tribal Council meeting of February 18, 2004.

Vote: 2-Yes, 1-No, (Tim LaCroix) 0-Absent, 0-Abstained

Motion Carried

Agenda Item 9:

Discussion: Audit reports indicate comping issues at Victories and requests that Regulatory Director Vince Cook obtain Comp reports for the past 60 days and provide them to the Gaming Regulatory Commission.

Motion made by Tim LaCroix and supported by Beverly Wemigwase

To request that the Regulatory Director obtain Comp reports for the last 60 days ending on February 15, 2004.

Vote: 2-Yes, 0-No, 0-Absent, 1-Abstained (Julie Shananaquet)

Motion Carried

Motion made by Beverly Wemigwase and supported by Julie Shananaquet

To allow stipend and mileage to any Regulatory Commissioners wishing to attend the meeting of January 21st with Linda Durbin of the NIGC.

Vote: 3-Yes, 0-No, 0-Absent, 0-Abstained

Motion Carried

Motion to direct the Chairperson of the Gaming Regulatory Commission to meet with the Legal Department and obtain a legal opinion regarding the Ordinance, Regulations, Credit Issues and Closed Session issues whereby Tribal Council can hear FBI reports disclosed by the Licensing Department through LIEN checks.

Vote: 3-Yes, 0-No, 0-Absent, 0-Abstained

Motion Carried

Agenda Item 10

The next Regular Scheduled meeting to occur on January 22, 2004 ,

Agenda Item 11: (Adjournment)

Motion made by Beverly Wemigwase and supported by Tim LaCroix

To adjourn meeting at 8:05 p.m.

Vote: 3-Yes, 0-No, 0-Absent, 0-Abstained

Motion Carried

These Minutes have been approved : 02/05/04

Tim LaCroix, Secretary/Treasurer